

October 13, 2017

Cheryl Glick  
**VIA E-MAIL**

**RE: Winery Serving BYOB Alcohol**

Dear Ms. Glick:

ISSUE: This office is in receipt of your e-mail dated August 16, 2017, wherein you indicate that you hold a limited winery license and ask if wedding guests may be served liquor that is provided by the bride and groom and not purchased through your winery.

Pennsylvania Liquor Control Board ("PLCB") records indicate that Brookmere Winery and Vineyard Inn Inc. holds Limited Winery License No. LK-244 (LID 58699) for the premises located at 5369 State Route 655, Belleville, Pennsylvania.

OPINION: There is nothing in the Liquor Code or the PLCB's Regulations that prohibits an individual from bringing his or her own beer, wine or liquor (commonly called "BYOB") into any establishment, whether or not the establishment possesses a license issued by the PLCB. An establishment such as your winery would be free to allow or disallow wedding hosts to bring their own alcohol to serve to their wedding guests at your location, although you may not allow such alcohol to be consumed by minors or people who are already visibly intoxicated. 47 P.S. § 4-493(1).

Please note that the alcoholic beverages being served must be lawfully imported into and procured within Pennsylvania. Therefore, it is strongly recommended that you require the bride and groom to possess proof of purchase demonstrating that the wine and/or other alcoholic beverages were lawfully purchased.

If you have any further questions, please do not hesitate to contact this office.

THIS OPINION APPLIES ONLY TO THE FACTUAL SITUATION DESCRIBED HEREIN AND DOES NOT INSULATE THE LICENSEE OR OTHERS FROM CONSEQUENCES OF CONDUCT OCCURRING PRIOR TO ITS ISSUANCE. THE PROPRIETY OF THE PROPOSED CONDUCT HAS BEEN ADDRESSED

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ONLY UNDER THE LIQUOR CODE AND REGULATIONS. THE LAWS AND POLICIES ON WHICH THIS OPINION IS BASED ARE SUBJECT TO CHANGE BY THE LEGISLATURE OR THE PENNSYLVANIA LIQUOR CONTROL BOARD.

A handwritten signature in cursive script, appearing to read "Rodrigo J. Diaz".

Sincerely,

RODRIGO J. DIAZ  
CHIEF COUNSEL

cc: Pennsylvania State Police, Bureau of Liquor Control Enforcement  
Tisha Albert, Director, Office of Regulatory Affairs  
B.L. Peifer, Director, Bureau of Licensing

LCB Advisory Opinion No. 17-403